

08/606226



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Anticipated Classification of the Application:

Class: 320 Subclass

Prior Application

Examiner: B. Mee

Art Unit: 1102

Commissioner of Patents and Trademarks

Box FWC

Washington, D.C. 20231

TRANSMITTAL LETTER

Applicant hereby submits the following documents to be filed with the United States Patent and Trademark Office:

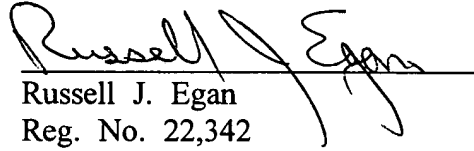
1. File Wrapper Continuing Application (FWC);
2. Petition for Extension of Time;
3. Check in the amount of \$1,348.00 for filing File Wrapper Continuing Application (FWC);
4. Check in the amount of \$900.00 for Petition for Extension of Time; and
5. Return postcard.

*Check of Log*

Please debit our account no. 02-0840 for any underpayment or credit the account for any overpayment of fees due in this case.

Respectfully submitted,

Date: Feb 23, 1996

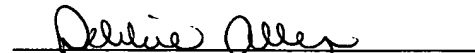
  
Russell J. Egan  
Reg. No. 22,342  
Attorney for Applicant  
Bardehle, Pagenberg et. al.  
Three Riverway, Suite 500  
Houston, Texas 77056  
Tel: (713) 621-0703  
Fax: (713) 622-1624

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this transmittal letter and the documents referred to as attached therein are being deposited with the United States Postal Service on the date February 23, 1996 in an envelope as "Express Mail" Post Office to addressee mailing label number TB805942291US addressed to the: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Debbie Allen

Date: February 23, 1996

  
(Signature)



1348/606226/1/Awe  
#6/A  
Atty Docket No. H70338US

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FILE WRAPPER CONTINUING APPLICATION (FWC)

This is a request for a filing under the file wrapper continuing application procedure, 37 CFR 1.62, for a continuation of prior complete application Serial No. 08/363,372, filed on December 23, 1994.

(further particulars of prior application are)

1. Title: SECONDARY BATTERY POWER STORAGE SYSTEM

2. Name of applicants and their current correspondence addresses:

First Inventor: 1-00 Kyoko Ikawa  
409, 8-12, Kokubu-cho 3-chome, Hitachi-shi,  
Ibaraki 316, Japan JPX

Citizenship: Japanese

Second Inventor: 2-00 Tatsuo Horibe  
4-3, Daihara-cho 3-chome, Hitachi-shi  
Ibaraki 316, Japan JPX

Citizenship: Japanese

The above identified application, in which no payment of issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the PTO may provide similar information or access to all the other applications in the same file wrapper.

A

**Inventorship Statement**

(a) This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventors in this application are the same.

(b) The inventorship for all the claims in this application remains the same.

**Declaration or Oath**

This is a Continuation and no Declaration or Oath is required.

**Identification of Claims for Further Prosecution**

The fees to be charged are to be based on the number of claims remaining as a result of the claims as originally filed in the prior application.

**Fee Calculation**

**CLAIMS FOR FEE CALCULATION**

Number Filed			Number Extra	Basic Fee
				\$ 750.00
Total Claims	33-20=13	X	\$22.00	286.00
Independent Claims	7-3=4	X	\$78.00	312.00
Multiple dependent claims (none).				
Filing fee calculation				\$1,348.00

**Fee Payment and Method of Payment**

Attached is a check in the amount of \$1,348.00.

**Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to debit or credit Deposit Account No. 02-0840 as necessary to effect filing of this application.

**Priority---35 U.S.C. § 119**

The priority of Japanese patent application Serial No. 5-331000 filed on December 27, 1993, is claimed under 35 U.S.C. § 119. The certified copy has been filed on December 23, 1994, in prior U.S. patent application Serial No. 08/363,372 filed on December 23, 1994.

**Relate Back--35 U.S.C. § 120**

Amend the specification by inserting before the first line the sentence:

A' This is a continuation of co-pending application Serial No. 08/363,372 filed on December 23, 1994. <sup>ABN</sup>

**Assignment**

The prior application is assigned of record to Hitachi Ltd. of Tokyo, Japan by an assignment filed December 23, 1994, and recorded at Reel 7298, Frame 0024.

**Power of Attorney**

The power of attorney appears in the original papers in the prior application.

Please address all future communications to:

Gordon T. Arnold Reg. No. 32,395  
Bardehle & Partners  
Three Riverway, Suite 500  
Houston, Texas 77056

and direct all telephone calls to:

Gordon T. Arnold at (713) 621-0703

**Maintenance of Copendency of Prior Application**

A petition, fee and response have been filed to extend the term in the pending prior application until February 23, 1996. A copy of the petition for extension of time in the prior application is attached.

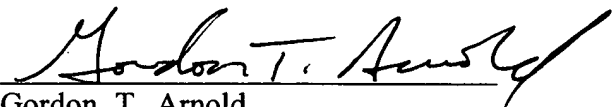
**Abandonment of Prior Application**

Please abandon the prior application when the petition for extension of time is granted and when this application is granted a filing date so as to make this application copending with said prior application.

Respectfully submitted,

Date:

Feb. 23, 1996



Gordon T. Arnold

Reg. No. 32,395

Bardehle & Partners

Three Riverway, Suite 500

Houston, Texas 77056

Tel: (713) 621-0703

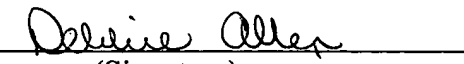
Fax: (713) 622-1624

**CERTIFICATION UNDER 37 CFR 1.10**

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Debbie Allen

Date: February 23, 1996

  
(Signature)